IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

Crl.Rev.Pet.No. 1255 of 2007()

CRA.213/2004 of ADDL. SESSIONS COURT FAST TRACK-I, PALAKKAD
CC.254/2002 of JUDL.MAGISTRATE OF FIRST CLASS COURT-II, PALAKKAD

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REVN. PETITIONER: APPELLANT/ACCUSED:

T.MOIDEEN, S/O. MOHAMMED,
THYCOLLIL HOUSE, KARUMANNAMKURUSSY, VELLINEZHI,
CHERPULASSERY, OTTAPPALAM, PALAKKAD DISTRICT.

BY ADV. SRI.K.ABDUL JAWAD
SRI.U.MUHAMMED MUSTHAFA

RESPONDENTS: STATE & COMPLAINANT.

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1. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. M/S. SREELAKSHMI KURIES & LOANS (P) LTD,
PALAKKAD, REPRESENTED BY M.HARIDASAN, MANAGER.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 27/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU,J

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C.R.R.P.No.1255 OF 2007

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Dated this the 27th day of March, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, to undergo simple imprisonment for one month and to pay a compensation of Rs.25,683/- under Section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months.

2. The counsel for the revision petitioner has only sought for modification of sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court . The rest of the sentence is retained and affirmed. The revision petitioner is granted four months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate Court-II, Palakkad, on 26.07.2007 to receive sentence. NBW pending if any shall be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE

dvs